



CITY MAGISTRATE MERIT SECTION COMMISSION (CMMSC)

Legal Action Report

Monday, May 24, 2010, 5:30 p.m.
Mayor and Council Conference Room, First Floor, City Hall
255 W. Alameda, Tucson, AZ

1. Call to Order and Roll Call

Meeting was called to order by Chair Oien at 5:36 p.m. Those present and absent were.

Members Present:

Lori Oien, Chair
Freda Johnson
Lori Lefferts
Micah Schmit
Gary Spector
Gloria Torres

Members Absent:

Grady Scott, Vice Chair
Michael Elsner

Others Present:

Tony Riojas	Presiding City Magistrate
Michael Lex	City Magistrate
Robert Hirsh	Pima County Public Defender's Office
Judy Lutgring	Pima County Public Defender's Office
Dave Deibel	Principal City Attorney
Delma Sanchez	Recording Secretary, City Clerk's Office

2. Welcome newly appointed Commission Members: Dr. Michael Elsner, G. Micah Schmit, and Gary Spector

Chair Oien welcomed Commission Members Micah Schmit and Gary Spector.

3. Call to the Audience

Robert Hirsh and Judy Lutgring addressed the Commission.

- *4. Interview with Presiding Magistrate of Tucson City Court regarding the appointment of City Magistrate Michael Lex to another four-year term.**

This item was discussed in Executive Session.

- *5. Review/discuss documents and information applicable to the recommendation of the appointment of Michael Lex as City Magistrate.**

This item was discussed in Executive Session.

- 6. Interview Michael Lex to make a recommendation regarding his appointment.**

Interview was conducted in open session.

- 7. Recommendation of the City Magistrate Merit Selection Commission to the Mayor and Council regarding the appointment of Michael Lex as City Magistrate.**

It was moved by Commissioner Spector, duly seconded, and carried by a voice vote of 6-0 (Commissioners Elsner and Scott absent), to postpone the recommendation of Michael Lex as City Magistrate to the June 22, 2010 meeting.

- 8. Future meeting dates and agenda items**

Next meeting was scheduled for June 22, 2010.

- 9. Adjournment**

*The City Magistrate-Merit Selection Commission may conduct an executive session pursuant to A.R.S. Section 38-431.03(A)(1) for the purpose of discussion or consideration of appointment to the position of City Magistrate; (A)(2) for the purpose of discussion of records exempt by law from public inspection and (A)(3) discussion or consultation for legal advice with attorney staff.